

**SAO**  
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**UNITED STATES DISTRICT COURT**

## DISTRICT OF NEVADA

**FIRST AMENDED STIPULATION  
AND ORDER TO AMEND  
COMPLAINT AND CAPTION AND  
FILE FIRST AMENDED  
COMPLAINT**

COMES NOW, Plaintiff, TERESA BASSI, by and through her attorney, David A. Tanner, Esq. of the Tanner Law Firm, and Defendant, SMITH'S FOOD AND DRUG CENTERS, INC., by and through its attorney, Jerry S. Busby, Esq. of Cooper Levenson, P.A. and hereby stipulate to amend the Caption and file the First Amended Complaint as follows:

WHEREAS the Complaint lists the Defendant as "SMITH'S FOOD AND DRUG CENTERS, INC.;"

WHEREAS the Defendant's proper legal name is "SMITH'S FOOD & DRUG CENTERS, INC."; and

WHEREAS the Parties wish to ensure that the Complaint and Caption are correct; therefore,

1 IT IS HEREBY STIPULATED that the Complaint and Caption be amended to reflect  
2 that the proper name of the Defendant is "SMITH'S FOOD & DRUG CENTERS, INC.";

3 IT IS FURTHER STIPULATED that the First Amended Complaint be filed (a copy is  
4 attached as Exhibit 1); and

5 IT IS FURTHER STIPULATED that the First Amended Complaint will relate back to  
6 the filing of the Complaint for all purposes, including the statute of limitations;

7 IT IS FURTHER STIPULATED that the Defendant's counsel will accept service of the  
8 First Amended Complaint.

9  
10 Dated: March 26, 2018

Dated: March 26, 2018

11  
12 TANNER LAW FIRM

COOPER LEVENS, P.A.

13  
14 */s/ David A. Tanner*  
15 DAVID A. TANNER, ESQ.  
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16 1320 East Pebble Road, Suite 115  
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17 Attorney for Plaintiff

*/s/ Jerry S. Busby*  
JERRY S. BUSBY, ESQ.  
Nevada Bar No. 1107  
1835 Village Center Circle  
Las Vegas, NV 89134  
19 Attorney for the Defendant

20  
21 **GRANTED.** The proposed amended  
complaint shall be filed on the docket as a  
22 separate document within 7 days.

IT IS SO ORDERED.

23  
24   
United States Magistrate Judge

25 Dated: March 27, 2018